

1
2
3
4
5
6
7
8
9

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

LAURIE MARIE LASKEY,

No. C 08-03032 SBA

Plaintiff,

ORDER

v.

[Docket No. 7]

VERIZON WIRELESS POWER
PARTNERS, INC.,

Defendant.

10 Before the Court is defendant's motion to dismiss [Docket No. 7]. Defendant removed this
11 matter from Sonoma County Superior Court. See Docket No. 1 ¶ 1. Plaintiff's complaint alleges
12 defendant made unauthorized connections to her telephone line causing damage and identity theft.
13 See *id.* at 7-9, 12-14. She also alleges she sued because the California "Court of Appeals sent [her]
14 to the lower court[.]" *Id.* at 8 ¶ 8. Sua sponte, under Federal Rule of Evidence 201, the Court takes
15 judicial notice that on November 30, 2007, the California Court of Appeals for the First District
16 directed plaintiff to return to the superior court level in *Laskey v. Sun Microsystems*, case A119850,
17 *Laskey v. Intel Corp.*, case A119849, *Laskey v. SBC*, case A119848, and *Laskey v. DNAI*, case
18 A119847, as she had proceeded to the Court of Appeals by direct writ, without first filing suit in a
19 superior court. The Court also takes judicial notice, under Rule 201, that plaintiff is currently before
20 District Judge William H. Alsup in *Laskey v. RCN Corp.*, 08-cv-01333-WHA and *Laskey v.*
21 *Microsoft Corp.*, 3:08-cv-01465-WHA, both of which Judge Alsup has ruled are related to reach
22 other. See Docket No. 29 in case 01333.

23 Accordingly, the Court VACATES the hearing on defendant's motion to dismiss, set for
24 September 9, 2008 at 1:00 p.m. Further, this action is hereby REFERRED, pursuant to Civil Local
25 Rule 3-12(c), to District Judge William H. Alsup for consideration of whether the case is related to

26 ///


27 ///

28 ///

1 either *Laskey v. RCN Corp.*, or *Laskey v. Microsoft Corp.* The Docketing Clerk is directed to
2 prepare a notice of related case order.

3
4 IT IS SO ORDERED.

5 September 8, 2008

6 
7 Sandra Brown Armstrong
8 United States District Judge
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28